


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tushar Patel et al. Confirmation #6697
U.S. Patent Appl. 10/609,123 Art Unit : 3733
Filed : June 27, 2003 Examiner : D. C. Comstock
Title : Tissue Retractor and Drill Guide

CERTIFICATE OF TRANSMISSION		
I hereby certify that this correspondence is being electronically filed via EFS-Web to the Commissioner for Patents with the U.S. Patent and Trademark Office on:		
Name (print/type)	Lisa Adams	
Signature		Date: December 14, 2010

Mail Stop Patent Ext.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


COMMUNICATION REGARDING PATENT TERM ADJUSTMENT

Applicants reviewed the USPTO calculation of the patent term adjustment for the above-referenced patent and believe that the patent term adjustment of 678 days calculated for the A delay by the USPTO may be longer than appropriate.

The IDS filed on August 16, 2010 was filed 179 days after the filing of a Request for Continued Examination on February 18, 2010. It is applicant's belief that the patent term should be reduced by 179 days to account for this delay and, thus, that the correct patent term adjustment for the above-referenced patent is 526 days.

Dated: Dec. 14, 2010

Respectfully submitted,

By: 
Lisa Adams, Attorney for Applicant
Registration No. 44238

NUTTER MCCLENNEN & FISH LLP
Seaport West
155 Seaport Boulevard
Boston, Massachusetts 02210-2604
Tel.: (617) 439-2550
Fax: (617) 310-9550